

OCT 11 2006

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		Number of Pages, Including Cover:	7

Re: Documents for Interview on October 12, 2006**Message:****Attachments:**Interview Agenda (3 pgs.)
New Power of Attorney (3 pgs.)

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OCT 11 2006

Docket No.: 76729-012

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of	:	Customer Number: 20277
	:	
Jack A. MARMORSTEIN, et al.	:	Confirmation Number: 1037
	:	
Serial No.: 10/652,620	:	Group Art Unit: 3715
	:	
Filed: September 2, 2003	:	Examiner: Kathleen M. Mosser
	:	
For: SYSTEM AND METHOD FOR LANGUAGE INSTRUCTION	:	

INTERVIEW AGENDA

Dear Madam,

Per your request, attached please find a proposed interview agenda for the upcoming telephone interview to take place on October 12, 2006, at 2:00 pm eastern time.

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PROPOSED AMENDMENTS TO THE CLAIMS

1. (Currently amended) A ~~computer-implemented language instruction method~~ comprising the machine-executed steps ~~of language instruction comprising:~~

- accessing data related to an event;
- providing a selection to solicit a user selection of a first description perspective of the event, wherein the first description perspective is one of a perspective of a first individual in the event, a perspective of a second individual in the event, and a narration of the event;
- receiving the user selection of the first description perspective of the event;
- presenting the event based on the accessed data; and
- presenting a description of the event according to the user selection of the first description perspective of the event.

~~presenting a first text or audio description of an event responsive to a first perspective;~~

and

~~presenting a second text or audio description of the event responsive to a second perspective,~~

~~wherein the first text or audio description of the event and the second text or audio description of the event are in a common language, and~~

~~wherein the first text or audio description of the event and the second text or audio description of the event provide a language immersion environment for language instruction.~~

2. The method of claim 1 further comprising the steps of:

- providing a visual selection to solicit a user selection of a second description perspective of the event, wherein the second description perspective different from the first description perspective, and is one of a perspective of a first individual in the event, a perspective of a second individual in the event, and a narration of the event;
- receiving the user selection of the second description perspective of the event; and
- presenting a description of the event according to the user selection of the second description perspective of the event.

Claim 1, after the proposed amendment, allows a user to select and access to a specific description perspective of an event. A selection is provided to solicit a user selection of a description perspective being one of a perspective of a first individual in the dialog, a perspective of a second individual in the dialog, and a narration of the dialog. The user selection is received, and a description of the event is presented according to the selected description perspective.

It is respectfully submitted that the proposed claim 1 is patentable over Bishop (5,810,599) and is in appropriate form.

Although Bishop discusses provides a transcription 132 or a translation 134 of an audio-visual work in windows 126 or 128, the transcription or the translation is a transcript of both parties in the dialog. Bishop does not (1) provide a selection to solicit a user selection of a description perspective being one of a perspective of a first individual in the dialog, a perspective of a second individual in the dialog, and a narration of the dialog, and (2) present a description of the dialog according to the selected description perspective.

It is further submitted that claim 1, as amended, falls squarely into one of the classes of subject matter permitted by 35 U.S.C. § 101, that is to say process or machine. The claimed machine-executed steps allow a user to select, and access to, a description of a presented event from a specific perspective, such as a specific individual in the present event. This selection and availability of description from the specific perspective can be repeated by performing the claimed steps. Accordingly, the claims describe process that creates a "useful, concrete and tangible result," comport to the Federal Circuit decision in *State St. Bank & Trust Co. v. Signature Fin. Group, Inc.*, 149 F.3d 1368, 47 USPQ2d 1596 (Fed. Cir. 1998), and is analogous to the method of adding a data field with information on long distance providers, which the Federal Circuit found to be a "useful, non-abstract result," which "fall[s] comfortably within the broad scope of patentable subject matter under §101." *AT&T Corp. v. Excel Communications, Inc.*, 172 F.3d 1352, 50 USPQ2d 1447 (Fed. Cir. 1999).

MPK 116221-1.076729.0012